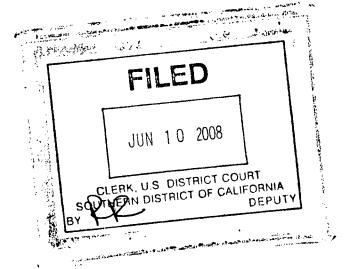
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## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

Plaintiff,

THE MAGISTRATE JUDGE UPON A

V.

PLEA OF GUILTY TO A VIOLATION

OF 8 U.S.C. SCHOM 1335

HECTOR ORTEGA-MENESES,

OBJECTIONS AND THE PREPARATION

Defendant.

OF THE PRESENTENCE REPORT

Upon Defendant's request to enter a plea of Guilty pursuant to Rule 11 of the Federal Rules of Criminal Procedure, this matter was referred to the Magistrate Judge by the District Judge, with the written consents of the Defendant, counsel for the Defendant, and counsel for the United States.

Thereafter, the matter came on for a hearing on Defendant's plea of guilty, in full compliance with Rule 11, Federal Rules of Criminal Procedure, before the Magistrate Judge, in open court and on the record.

In consideration of that hearing and the allocution made by the Defendant under oath on the record and in the presence of counsel, and the remarks of the Assistant United States Attorney,

I make the following FINDINGS - that the Defendant

removed from the United States after JULY, 2007. I therefore RECOMMEND that the District Judge accept the Defendant's plea of guilty. The sentencing hearing will be before United States District Judge MARILYN L. HUFF, on SEPTEMBER 15, 2008, at 9:00 AM. Objections to these Findings and Recommendation were waived by the parties at the hearing. The parties have also waived the preparation of the Presentence report in this case. Dated: 6/10/08 Homorable JAN M. ADLER United States Magistrate Judge Copies to: Hon. MARILYN L. HUFF U.S. District Judge United States Attorney DAVID ZUGMAN Counsel for Defendant